

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

CASE NO.

NY 11017

VIOLATOR

Customer # 33549
Certificate # 21-A-0112
Nathan Burkholder

ADDRESS (Street, City, State, Zip Code)

2382 Hazard Road
Penn Yan, NY 14527

The Department of Agriculture has evidence that on or about **September 23, 2010 - September 24, 2009** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

3.11 (a)

- Remove excreta and food waste from primary enclosures daily, and clean as often as necessary under primary enclosures to prevent excessive accumulation of feces and food waste, prevent soiling of the dogs and cats contained in the primary enclosures, to reduce disease hazards, insects, pests and odors. Pans under primary enclosures with grill-type floors and ground areas under raised runs with mesh or slatted floors to prevent accumulation of feces and food waste to reduce disease hazards, pests, insects and odors.

(A few whelping boxes and the large breed dog in the outside enclosure have accumulation of feces that is not being removed daily. A few of the wire mesh enclosures have feces that is not falling through the mesh.)

3.11 (b)(2)

- Sanitize primary enclosure food and water receptacles at least once every 2 weeks to prevent accumulation of dirt, debris, food waste, excreta, and other disease hazards.

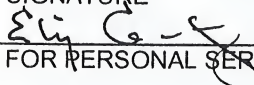
(The licensee is not using his pressure washer on a routine basis. A few whelping room empty enclosures are dirty.)

3.11(c)

- Keep premises where housing facilities are located, including buildings and surrounding grounds clean and in good repair to protect the animals from injury, facilitate husbandry practices, reduce or eliminate breeding and living areas for rodents and other pests and vermin.

(There is an accumulation of weeds between and around the two main kennel areas and along the outdoor enclosure for the large breed dog.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

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| APHIS OFFICIAL (Name and Title) Elizabeth Goldentyer, DVM Regional Director | | OFFICE ADDRESS: 920 Main Campus Dr., Suite 200 Raleigh, NC 27606 TELEPHONE NO. AC (919) 855-7100 |
| SIGNATURE  | DATE ISSUED 10/18/10 | DATE RECEIVED: |
| FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature) | | |

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(JUN 91) **PART 1 - VIOLATOR**